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6 Attorneys for Defendant,  
7 Ann Hilton

8  
9 UNITED STATES DISTRICT COURT  
10  
11 DISTRICT OF NEVADA

12 \* \* \*

13 UNITED STATES OF AMERICA,  
14 Plaintiff,  
15  
16 vs.  
17 ANN HILTON,  
18  
19 Defendant.

2:11-cr-00430-RCJ-GWF

STIPULATION TO CONTINUE  
TRIAL DATES

(Third Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Daniel G. Bogden,  
18 United States Attorney, and Daniel Schiess, Assistant United States Attorney, counsel for the United  
19 States of America, and Rene L. Valladares, Federal Public Defender, and Richard F. Boulware,  
20 Assistant Federal Public Defender, counsel for ANN HILTON, that the trial currently scheduled for  
21 October 30, 2012 at 8:30 a.m., be vacated and set to a Change of Plea hearing on November 9, 2012  
22 or as soon as practicable there after.

23 This Stipulation is entered into for the following reasons:

24 1. There is now a signed plea agreement in this case. The continuance is  
25 requested to allow for the setting of the change of plea hearing for Ms. Hilton and to allow sufficient  
26 time for her to be able make reasonable arrangements to travel to Las Vegas for this hearing.

27 2. The defendant is not incarcerated and does not object to the continuance.

28 3. The parties agree to the continuance.

1                   4. The additional time requested herein is not sought for purposes of delay, but  
2 merely to allow counsel for the defendant sufficient time to effectively confer with counsel about the  
3 details and consequences of entering a plea in this case.

4                   5. The additional time requested by this Stipulation is excludable in computing  
5 the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18,  
6 United States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A),  
7 considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B)(i) and  
8 3161(h)(7)(B)(iv).

9                   This is the third request for a continuance filed herein.

10                  DATED this 11th day of October, 2012.

11                  RENE L. VALLADARES  
12                  Federal Public Defender

13                  DANIEL G. BOGDEN  
14                  United States Attorney

15                  By: /s/ Richard F. Boulware  
16                  RICHARD F. BOULWARE,  
17                  Assistant Federal Public Defender  
18                  Counsel for Ann Hilton

19                  By: /s/ Daniel Schiess  
20                  DANIEL SCHIESS,  
21                  Assistant United States Attorney  
22                  Counsel for Plaintiff

23                  By: /s/ Ann Hilton  
24                  ANN HILTON  
25                  Defendant

1           4. The additional time requested herein is not sought for purposes of delay, but  
2 merely to allow counsel for the defendant sufficient time to effectively confer with counsel about the  
3 details and consequences of entering a plea in this case.

4           5. The additional time requested by this Stipulation is excludable in computing  
5 the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18,  
6 United States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A),  
7 considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B)(i) and  
8 3161(h)(7)(B)(iv).

9           This is the third request for a continuance filed herein.

10           DATED this 11th day of October, 2012.

11           RENE L. VALLADARES  
12           Federal Public Defender

DANIEL G. BOGDEN  
United States Attorney

14           By: RICHARD F. HOULWARE  
15           Assistant Federal Public Defender  
16           Counsel for Ann Hilton

17           By: DANIEL SCHIESS,  
18           Assistant United States Attorney  
19           Counsel for Plaintiff

20           By: Ann Hilton  
21           ANN HILTON  
22           Defendant

1 UNITED STATES DISTRICT COURT

2 DISTRICT OF NEVADA

3 \* \* \*

4 UNITED STATES OF AMERICA,

2:11-cr-00430-RCJ-GWF

5 Plaintiff,

6 vs.

7 ANN HILTON,

8 Defendant.

**FINDINGS OF FACT, CONCLUSIONS  
OF LAW AND ORDER**

10 **FINDINGS OF FACTS**

11 Based on the pending Stipulation of counsel, and good cause appearing therefore, the  
12 Court finds that:

13 1. There is now a signed plea agreement in this case. The continuance is  
14 requested to allow for the setting of the change of plea hearing for Ms. Hilton and to allow sufficient  
15 time for her to be able make reasonable arrangements to travel to Las Vegas for this hearing.

16 2. The defendant is not incarcerated and does not object to the continuance.

17 3. The parties agree to the continuance.

18 4. The additional time requested herein is not sought for purposes of delay, but  
19 merely to allow counsel for the defendant sufficient time to effectively confer with counsel about the  
20 details and consequences of entering a plea in this case.

21 5. The additional time requested by this Stipulation is excludable in computing  
22 the time within which the trial herein must commence pursuant to the Speedy Trial Act, Title 18,  
23 United States Code, Section 3161(h)(1)(D) and Title 18, United States Code, Section 3161(h)(7)(A),  
24 considering the factors under Title 18, United States Code, Sections 3161(h)(7)(B)(i) and  
25 3161(h)(7)(B)(iv).

26 ...

27 ...

28 ...

## **CONCLUSIONS OF LAW**

The ends of justice served by granting said continuance outweigh the best interest of the public and the defendant in a speedy trial, since the failure to grant said continuance would be likely to result in a miscarriage of justice, would deny the parties herein sufficient time and the opportunity within which to be able to effectively and thoroughly prepare for trial, taking into account the exercise of due diligence.

7 The continuance sought herein is excludable under the Speedy Trial Act, title 18,  
8 United States Code, Section 3161(h)(1)(A), 3161(h)(7) and Title 18 United States Code, Section  
9 3161 (h)(7)(A), when the considering the facts under Title 18, United States Code, Section  
10 3161(h)(7)(B)(i) and 3161(h)(7)(B)(iv).

## ORDER

12 IT IS THEREFORE that the trial currently scheduled for October 30, 2012 at 8:30  
13 a.m., be **vacated**; and the Change of Plea hearing be set for November 9, 2012 at 9:30 am.

DATED this 11th day of October, 2012.

  
L. Jones  
UNITED STATES DISTRICT JUDGE